IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD
(Special Original Jurisdiction)
THURSDAY, THE TWENTY FOURTH DAY OF JUNE
TWO THOUSAND AND FOUR
PRESENT
THE HON'BLE SRI DEVINDER GUPTA, THE CHIEF JUSTICE
WRIT PETITION NO : 16791 of 1994

Between:
Datla Venkatapathi Raju, S/o. Venkatapathi Raju.
R/o. Lakshminarasapuram, East Godavari.

..... PETITIONER

AND

1 Agent to the Government (District Collector), Kakinada,
East Godavari.
2 The Deputy Collector (Tribal Welfare) Rampachodavaram,
East Godavari.
3 The Special Deputy Tahsildar (Tribal Welfare) Rajavommangi,
Addatheegala Tq., West Godavari dist.
4 Koduri Apparao, S/o. Rajulu.
Rajavommangi, Addathegala Tq.,
East Godavari.

.....RESPONDENTS

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue any appropriate writ, order or direction especially in the nature of certiorari calling for the records relating to the order in LTRP.No.168/1980 dated 22/02/1989 on the file of the second respondent as confirmed by the first respondent in CMA.No.28/1989 on his file and quash the same.

Advocate for the Petitioner: MR.C.RAMACHANDRA RAJU (not present).

Advocate for the Respondent Nos.1 to 3: GP FOR SOCIAL WELFARE

For the Respondent no.4: None appeared.

The Court made the following :

O R D E R :

None for the petitioner. Two authorities have concurrently found that the petitioner has no right to continue in possession of the land in a tribal area since the transfer is hit by the provisions of the A.P.Scheduled Areas Land Transfer Regulations. The petition schedule land was originally held by tribals and it was transferred to non-tribals. The petitioner was held to be a non-tribal and the alleged transfer from tribal to non-tribal took place after the regulations came into force. There is no ground on which there can be any interference in this Writ Petition.

The Writ Petition is dismissed.

24.06.2004

Cc to:

1)The District Collector, East Godavari dist.
2)The Deputy Collector (tribal welfare), Rampachodavaram post, East Godavari district.
3)The Special Deputy Tahsildar (Tribal Welfare), Rajavommangi PO, Addatheegala taluq., East Godavari dist.
4)Two CCs to the G.P.for Social Welfare, High Court Buildings, Hyderabad.

DRK/TVR.